Dear Mr. Hayes,

RES 10 has noted your request to verify whether the referenced standard is within the rules applicable in Europe.

In responding to this request, RES 10 notes that:
1. the rules for spectrum utilisation in the 2.4 GHz ISM band have set by CEPT (in Recommendation T/R 10-01);
2. that RES 10 has the responsibility for the type approval standard for wireless LAN devices operating according to the above regulation (ETS 300 328, Wideband data transmission systems, Technical Characteristics and test conditions for data transmission equipment operating in the 2.4 GHz ISM band and using spread spectrum modulation techniques);
3. that ETS 300 328 has been publicly available since the end of 1994;
4. that many members of IEEE 802.11 are also members of RES 10;
5. that verification of the above draft standard for compliance with the above regulation and type approval standard is not in the scope of RES 10.

In view of the above, it seems appropriate that verification of compliance is carried out by members of IEEE 802.11.

Yours Sincerely,

Jan Kruys
Chairman of ETSI STC RES 10.